

## APPENDIX

## STANDING COMMITTEE REPORT

The Committee on Privileges, Suffrage and Elections filed a favorable report on House Bill No. 54.

## REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,  
Austin, Texas, October 24, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 57, A bill to be entitled "An Act fixing the compensation of District Attorneys in Judicial Districts composed of two or more counties; providing that this Act shall not deprive such District Attorneys of their expense allowance; providing for the disposition of fees; commissions and perquisites earned and collected by such District Attorneys; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,  
Austin, Texas, October 24, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 26, A bill to be entitled "An Act creating a System of Old Age Assistance in Texas; placing restrictions on the granting of such assistance; creating the Texas Old Age Assistance Commission; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,  
Austin, Texas, October 24, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 1, Proposing an amendment to Rule 20 of the House Rules.

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

## FOURTH DAY

(Saturday, October 26, 1935)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Adamson	Herzik
Aikin	Hodges
Alexander	Hofheinz
Alsup	Holland
Ash	Hoskins
Atchison	Howard
Beck	Hunt
Bergman	Hunter
Bourne	Jackson
Bradbury	James
Bradford	Jefferson
Broyles	Jones of Atascosa
Burton	Jones of Falls
Butler of Brazos	Jones of Shelby
Butler of Karnes	Jones of Wise
Caldwell	Keefe
Calvert	King
Canon	Knetsch
Celaya	Lanning
Clayton	Latham
Collins	Leath
Colquitt	Leonard
Cooper	Lindsey
Cowley	Lucas
Craddock	Luker
Crossley	McCalla
Daniel	McConnell
Davis	McFarland
Davison of Fisher	McKee
Davisson	McKinney
of Eastland	Moffett
Dunagan	Morris
Dunlap of Hays	Morrison
Duvall	Morse
Dwyer	Newton
Fain	Nicholson
Farmer	Padgett
Fisher	Palmer
Fox	Patterson
Frazer	Payne
Fuchs	Petsch
Gibson	Pope
Glass	Quinn
Good	Reed of Bowie
Graves	Reed of Dallas
Gray	Riddle
Greathouse	Roach of Angelina
Hankamer	Roach of Hunt
Hanna	Roane
Hardin	Roark
Harris of Archer	Rogers
Harris of Dallas	Russell
Hartzog	Sessions
Head	Settle

Shofner	Waggoner
Smith	Walker
Steward	Wells
Stinson	Westfall
Stovall	Wood of Harrison
Tarwater	Wood of Montague
Tennyson	Worley
Thornton	Young
Tillery	Youngblood
Venable	

## Absent

Colson	Lange
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## Absent—Excused

Adkins	Lotief
Cagle	Mauritz
Dickison	Moore
Dunlap of Kleberg	Olsen
England	Reader
Fitzwater	Roberts
Ford	Rutta
Hill	Scarborough
Huddleston	Spears
Hyder	Stanfield
Lemens	

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered the following invocation:

"Our Heavenly Father, Thou hast wonderfully blessed us hitherto, and we rejoice in the evidence of Thy present favor. Leave us not to our own devices alone, but so use us as to carry out Thy righteous will in us. For Christ's sake. Amen."

## LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Olsen for today, on motion of Mr. Quinn.

Mr. Hill and Mr. Scarborough for today, on motion of Mr. Roane.

Mr. Lemens for today, on motion of Mr. Roane.

Mr. Lotief for today, on motion of Mr. Fuchs.

Mr. Ford for today, on motion of Mr. Jones of Falls.

Mr. Mauritz and Mr. England for today, on motion of Mr. Bourne.

Mr. Dickison, Mr. Spears and Mr. Reader for today, on motion of Mr. Newton.

Mr. Rutta for today, on motion of Mr. Wood of Harrison.

Mr. Dunlap of Kleberg for today, on motion of Mr. Butler of Karnes.

Mr. Stanfield for today, on motion of Mr. Hofheinz.

Mr. Roberts for today, on motion of Mr. Crossley.

The following members were granted leaves of absence on account of illness:

Mr. Cagle for today, on motion of Mr. Fuchs.

Mr. Adkins for today, on motion of Mr. Jones of Falls.

Mr. Huddleston for today, on motion of Mr. Hofheinz.

Mr. Hyder for today, on motion of Mr. Cooper.

## MOTION TO PRINT HOUSE BILL NO. 37 ON MINORITY REPORT

Mr. Farmer moved that House Bill No. 37, reported adversely with a minority favorable report, be printed.

Question recurring on the motion by Mr. Farmer, yeas and nays were demanded.

The motion was lost by the following vote:

## Yeas—37

Aikin	Jones of Shelby
Alsup	Jones of Wise
Bradbury	Keefe
Caldwell	Lindsey
Cowley	Lucas
Craddock	McConnell
Davis	McFarland
Fain	Moffett
Farmer	Newton
Fox	Padgett
Frazer	Palmer
Fuchs	Quinn
Glass	Roach of Hunt
Hardin	Smith
Hodges	Stovall
Holland	Tillery
Hunt	Worley
Hunter	Youngblood
James	

## Nays—70

Adamson	Colquitt
Alexander	Cooper
Atchison	Crossley
Bergman	Davison of Fisher
Bourne	Davison
Bradford	of Eastland
Broyles	Dunlap of Hays
Burton	Dwyer
Butler of Brazos	Fisher
Butler of Karnes	Gibson
Calvert	Good
Canon	Graves
Clayton	Hankamer

Hanna	Reed of Dallas
Harris of Archer	Riddle
Harris of Dallas	Roane
Hartzog	Roark
Head	Rogers
Herzik	Russell
Hofheinz	Sessions
Jackson	Settle
Jefferson	Shofner
Jones of Falls	Steward
King	Stinson
Knetsch	Tarwater
Lanning	Tennynson
Latham	Thornton
Luker	Venable
McCalla	Waggoner
McKee	Walker
McKinney	Wells
Morris	Westfall
Morrison	Wood of Harrison
Nicholson	Wood of Montague
Patterson	Young
Reed of Bowie	

## Absent

Ash	Howard
Beck	Jones of Atascosa
Celaya	Lange
Collins	Leath
Colson	Leonard
Daniel	Morse
Dunagan	Payne
Duvall	Petsch
Gray	Pope
Greathouse	Roach of Angelina
Hoskins	

## Absent—Excused

Adkins	Lotief
Cagle	Mauritz
Dickison	Moore
Dunlap of Kleberg	Olsen
England	Reader
Fitzwater	Roberts
Ford	Rutta
Hill	Scarborough
Huddleston	Spears
Hyder	Stanfield
Lemens	

## MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 26, A bill to be entitled "An Act creating a System of Old Age Assistance in Texas; placing restrictions on the granting of such as-

sistance; creating the Texas Old Age Assistance Commission; etc., and declaring an emergency."

(With amendments.)

Respectfully,

BOB BARKER,  
Secretary of the Senate.

HOUSE BILL NO. 26 WITH  
SENATE AMENDMENTS

Mr. Morrison called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 26, A bill to be entitled "An Act creating a System of Old Age Assistance in Texas; placing restrictions on the granting of such assistance; creating the Texas Old Age Assistance Commission; etc., and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Morrison moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the House and Senate on the bill.

The motion prevailed.

Mr. Butler of Brazos moved that the Conference Committee on House Bill No. 26, be instructed to make a report to the House not later than November 3.

Mr. Moffett moved as an amendment to the motion by Mr. Butler of Brazos, that the Conference Committee on House Bill No. 26, be instructed to make a report to the House not later than November 1.

The amendment to the motion was adopted.

The motion, as amended, was then adopted.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee:

Messrs. Morrison, Gray, Calvert, Russell and Jones of Atascosa.

RELATIVE TO RESOLUTION  
PERIOD

On motion of Mr. Aikin, the House dispensed with the consideration of resolutions at this time.

HOUSE BILL NO. 54 ON SECOND  
READING

On motion of Mr. Colquitt (by unanimous consent), the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 54, A bill to be entitled "An Act to amend Article 2956 Revised Civil Statutes of Texas of 1925, as amended by the Regular Session of the Forty-fourth Legislature, and declaring an emergency."

The Speaker then laid House Bill No. 54 before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 54 ON THIRD  
READING

Mr. Thornton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 54 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105

Adamson	Frazer
Aikin	Gibson
Alexander	Glass
Alsup	Gray
Ash	Greathouse
Atchison	Hankamer
Bergman	Hanna
Bourne	Hardin
Bradford	Harris of Archer
Broyles	Harris of Dallas
Burton	Hartzog
Butler of Brazos	Head
Butler of Karnes	Herzik
Caldwell	Hodges
Calvert	Hofheinz
Canon	Hoskins
Clayton	Howard
Colquitt	Hunter
Cooper	Jackson
Cowley	James
Craddock	Jones of Atascosa
Crossley	Jones of Falls
Daniel	Jones of Shelby
Davisson	Jones of Wise
of Eastland	Keefe
Dunagan	King
Dunlap of Hays	Knetsch
Dwyer	Lanning
Fain	Leath
Farmer	Lindsey
Fisher	Lucas
Fox	Luker

McCalla	Russell
McConnell	Sessions
McKee	Settle
McKinney	Shofner
Moffett	Smith
Morris	Steward
Morrison	Stinson
Morse	Stovall
Newton	Tarwater
Padgett	Tennyson
Palmer	Thornton
Patterson	Tillery
Payne	Waggoner
Quinn	Walker
Reed of Bowie	Wells
Reed of Dallas	Westfall
Riddle	Wood of Harrison
Roach of Angelina	Wood of Montague
Roach of Hunt	Worley
Roane	Young
Roark	Youngblood

Nays—1

Davison of Fisher

Absent

Beck	Hunt
Bradbury	Jefferson
Celaya	Lange
Collins	Latham
Colson	Leonard
Davis	McFarland
Duvall	Nicholson
Fuchs	Petsch
Good	Pope
Graves	Rogers
Holland	Venable

Absent—Excused

Adkins	Lotief
Cagle	Mauritz
Dickison	Moore
Dunlap of Kleberg	Olsen
England	Reader
Fitzwater	Roberts
Ford	Rutta
Hill	Scarborough
Huddleston	Spears
Hyder	Stanfield
Lemens	

The Speaker then laid House Bill No. 54 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—111

Adamson	Ash
Aikin	Atchison
Alexander	Bergman
Alsup	Bourne

Bradford	King
Broyles	Knetsch
Burton	Lanning
Butler of Brazos	Latham
Butler of Karnes	Leath
Caldwell	Lindsey
Calvert	Lucas
Canon	Luker
Clayton	McCalla
Colquitt	McConnell
Cooper	McFarland
Cowley	McKee
Craddock	McKinney
Crossley	Moffett
Daniel	Morris
Davison of Fisher	Morrison
Davisson	Morse
of Eastland	Newton
Dunagan	Padgett
Dunlap of Hays	Palmer
Dwyer	Patterson
Fain	Payne
Farmer	Quinn
Fisher	Reed of Bowie
Fox	Reed of Dallas
Frazer	Riddle
Fuchs	Roach of Angelina
Gibson	Roach of Hunt
Glass	Roane
Gray	Roark
Greathouse	Russell
Hankamer	Sessions
Hanna	Settle
Hardin	Shofner
Harris of Archer	Smith
Harris of Dallas	Steward
Hartzog	Stinson
Head	Stovall
Herzik	Tarwater
Hodges	Tennyson
Hofheinz	Thornton
Holland	Tillery
Hunt	Venable
Hunter	Waggoner
Jackson	Walker
James	Wells
Jefferson	Westfall
Jones of Atascosa	Wood of Harrison
Jones of Falls	Wood of Montague
Jones of Shelby	Worley
Jones of Wise	Young
Keefe	Youngblood

## Absent

Beck	Hoskins
Bradbury	Howard
Celaya	Lange
Collins	Leonard
Colson	Nicholson
Davis	Petsch
Duvall	Pope
Good	Rogers
Graves	

## Absent—Excused

Adkins	Lotief
Cagle	Mauritz
Dickison	Moore
Dunlap of Kleberg	Olsen
England	Reader
Fitzwater	Roberts
Ford	Rutta
Hill	Scarborough
Huddleston	Spears
Hyder	Stanfield
Lemens	

HOUSE BILL NO. 46 ON PASSAGE  
TO ENGROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 46, A bill to be entitled "An Act levying and imposing occupation taxes, in addition to those now prescribed by law on certain industries and public utilities; and natural resources, such as gas, sulphur and oil; providing for certain exemptions and defining terms used in the Act; taxes on soft drinks; etc., and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Hartzog, and motion by Mr. Frazer to table the amendment by Mr. Hartzog, pending.

Mr. Roach of Hunt raised a point of order on further consideration of the amendment by Mr. Hartzog, on the ground that the amendment violates certain constitutional provisions, in that it is discriminatory.

The Speaker sustained the point of order.

EXPRESSING APPRECIATION TO  
MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following communication:

Dallas, Texas,  
October 26, 1935.

Representative Coke Stevenson, House of Representatives.

Please have the Reading Clerk express my appreciation to the House for their resolution and the beautiful flowers.

MRS. E. C. HILL.

## EXCUSING OFFICERS AND EMPLOYEES OF THE HOUSE

Mr. Quinn offered the following resolution:

Whereas, Today being Saturday and the day set aside for the football game between the Texas University and the Rice Institute of Houston; and

Whereas, Among the visitors in Austin today are relatives and friends of the officers and employees of this House and the said officers and employees are desirous of being with these friends and relatives during the afternoon; therefore, be it

Resolved, That in appreciation of the services rendered by all of the officers and employees of the House, that they be excused from duty today at noon, for the purpose of attending the football game.

QUINN,  
CALVERT,  
GRAY,  
LEMENS,  
HODGES,  
McKEE,  
TARWATER,  
PALMER,  
JONES of Falls,  
NICHOLSON.

The resolution was read second time, and was adopted.

Mr. Jones of Atascosa moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Quinn moved that the House adjourn until 9:00 o'clock a. m., next Monday.

Mr. Roach of Hunt moved that the House adjourn until 9:30 o'clock a. m., next Monday.

Mr. Fox moved that the House recess to 9:30 o'clock a. m., next Monday.

Question recurring on the motion by Mr. Roach of Hunt, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—46

Alexander	Colquitt
Bourne	Cowley
Bradbury	Crossley
Broyles	Davisson
Butler of Karnes	of Eastland
Calvert	Duvall
Canon	Fisher
Clayton	Graves

Gray	Lindsey
Hankamer	McKee
Hanna	McKinney
Harris of Dallas	Morris
Hartzog	Morse
Hodges	Nicholson
Hofheinz	Padgett
Holland	Palmer
Hoskins	Patterson
Hunter	Roach of Hunt
Jackson	Russell
Jones of Atascosa	Sessions
Jones of Shelby	Thornton
Keefe	Wells
Knetsch	Young
Latham	

Nays—58

Adamson	Leonard
Aikin	Lucas
Alsup	Luker
Ash	McCalla
Atchison	McConnell
Bergman	Moffett
Bradford	Morrison
Burton	Newton
Cooper	Quinn
Craddock	Reed of Bowie
Davis	Reed of Dallas
Davison of Fisher	Roach of Angelina
Dunagan	Roark
Dwyer	Rogers
Fain	Settle
Farmer	Shofner
Fox	Steward
Gibson	Stinson
Glass	Stovall
Greathouse	Tarwater
Hardin	Tennyson
Harris of Archer	Tillery
Head	Waggoner
Herzik	Walker
Hunt	Westfall
James	Wood of Harrison
Jefferson	Wood of Montague
Jones of Wise	Worley
Lanning	Youngblood

Absent

Beck	Jones of Falls
Butler of Brazos	King
Caldwell	Lange
Celaya	Leath
Collins	McFarland
Colson	Payne
Daniel	Petsch
Dunlap of Hays	Pope
Frazer	Riddle
Fuchs	Roane
Good	Smith
Howard	Venable

## Absent—Excused

Adkins	Lotief
Cagle	Mauritz
Dickison	Moore
Dunlap of Kleberg	Olsen
England	Reader
Fitzwater	Roberts
Ford	Rutta
Hill	Scarborough
Huddleston	Spears
Hyder	Stanfield
Lemens	

Mr. Quinn raised a point of order on further consideration of the motion of Mr. Jones of Atascosa, on the ground that the House has not transacted any business since a motion to adjourn was defeated.

The Speaker sustained the point of order.

## HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Harris of Archer and Mr. Lemens:

H. B. No. 66, A bill to be entitled "An Act to provide for payment of the salaries of the ex-officio county superintendents from the County Available School Fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Counties.

## ADJOURNMENT

Mr. Frazer moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Question recurring on the motion by Mr. Frazer, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—59

Alexander	Cooper
Bergman	Cowley
Bourne	Crossley
Butler of Brazos	Davisson
Butler of Karnes	of Eastland
Caldwell	Dunagan
Calvert	Duvall
Canon	Dwyer
Celaya	Frazer
Clayton	Gray
Colquitt	Hankamer

Hanna	Morris
Harris of Dallas	Morse
Hartzog	Newton
Hodges	Nicholson
Hofheinz	Padgett
Holland	Palmer
Hoskins	Patterson
Hunter	Petsch
Jackson	Pope
James	Roach of Angelina
Jefferson	Roach of Hunt
Jones of Atascosa	Roane
Jones of Shelby	Russell
Keefe	Sessions
Latham	Settle
Leath	Steward
Lindsey	Thornton
McCalla	Wells
McKee	Young

## Nays—53

Adamson	Leonard
Aikin	Lucas
Alsup	Luker
Ash	McConnell
Atchison	McFarland
Bradbury	Moffett
Bradford	Morrison
Broyles	Quinn
Burton	Reed of Bowie
Craddock	Reed of Dallas
Davis	Roark
Davison of Fisher	Rogers
Fain	Shofner
Farmer	Smith
Fisher	Stinson
Fox	Stovall
Gibson	Tarwater
Glass	Tennyson
Graves	Tillery
Greathouse	Waggoner
Hardin	Walker
Harris of Archer	Westfall
Head	Wood of Harrison
Hunt	Wood of Montague
Jones of Wise	Worley
Knetsch	Youngblood
Lanning	

## Absent

Beck	Howard
Collins	Jones of Falls
Colson	King
Daniel	Lange
Dunlap of Hays	McKinney
Fuchs	Payne
Good	Riddle
Herzik	Venable

## Absent—Excused

Adkins	Dunlap of Kleberg
Cagle	England
Dickison	Fitzwater

Ford	Olsen
Hill	Reader
Huddleston	Roberts
Hyder	Rutta
Lemens	Scarborough
Lotief	Spears
Mauritz	Stanfield
Moore	

The House, accordingly, at 11:00 o'clock a. m., adjourned until 10:00 o'clock a. m., next Monday.

### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills as follows:

> Counties: House Bill No. 52.  
Education: House Bill No. 53.

#### FIFTH DAY

(Monday, October 28, 1935)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Cowley
Adamson	Craddock
Adkins	Crossley
Aikin	Davis
Alexander	Davison of Fisher
Alsup	Davison
Ash	of Eastland
Atchison	Dickison
Beck	Dunagan
Bergman	Dunlap of Hays
Bourne	Duvall
Bradbury	Dwyer
Bradford	Fain
Broyles	Farmer
Burton	Fisher
Butler of Brazos	Ford
Butler of Karnes	Fox
Cagle	Frazer
Caldwell	Fuchs
Calvert	Gibson
Canon	Glass
Celaya	Good
Clayton	Graves
Collins	Greathouse
Colquitt	Hankamer
Colson	Hanna
Cooper	Hardin

Harris of Archer	Newton
Harris of Dallas	Nicholson
Hartzog	Olsen
Head	Padgett
Herzik	Palmer
Hill	Patterson
Hodges	Payne
Hofheinz	Petsch
Holland	Quinn
Hoskins	Reader
Howard	Reed of Bowie
Huddleston	Reed of Dallas
Hunt	Riddle
Hunter	Roach of Angelina
Jackson	Roach of Hunt
James	Roane
Jefferson	Roark
Jones of Atascosa	Rogers
Jones of Falls	Russell
Jones of Shelby	Rutta
Jones of Wise	Scarborough
Keefe	Sessions
King	Settle
Knetsch	Shofner
Lanning	Smith
Latham	Stanfield
Leath	Steward
Lemens	Stinson
Leonard	Stovall
Lindsey	Tarwater
Lotief	Tennyson
Lucas	Thornton
Luker	Tillery
Mauritz	Waggoner
McCalla	Walker
McConnell	Wells
McFarland	Westfall
McKinney	Wood of Harrison
Moffett	Wood of Montague
Morris	Worley
Morrison	Young
Morse	Youngblood

Absent

Lange

Absent—Excused

Daniel	McKee
Dunlap of Kleberg	Moore
England	Pope
Fitzwater	Roberts
Gray	Spears
Hyder	Venable

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered the following invocation:

"Almighty God, we thank Thee for Thy loving-kindness, and for the challenge that comes to us as we confront the tasks and opportunities of the day and week. We pray for strength and for those blessings that we need and will be in line with the Divine will. In Christ's name. Amen."